| Substitute for form 1449A/PTO        |       |        | COMPLETE IF KNOWN      |                         |  |
|--------------------------------------|-------|--------|------------------------|-------------------------|--|
| <b>INFORMATION</b>                   | DISCI | LOSURE | Application Number     | 10/790,288              |  |
| PATENDANT BY APPLICANT               |       |        | Filing Date            | March 1, 2004           |  |
|                                      |       |        | First Named Inventor   | Carl Berthelette, et al |  |
| Hidvuse as many sheets               |       | •      | Group Art Unit         | 1626                    |  |
| How use as many sheets as necessary) |       |        | Examiner Name          | Joseph Kosack           |  |
| Sheet                                | of    | 2      | Attorney Docket Number | MC084Y                  |  |

|                       |             |                                | U.S. P.      | ATENT DOCUMENTS                                 |  |
|-----------------------|-------------|--------------------------------|--------------|---|--|
| Examiner<br>Initials* | Cite<br>No. | U.S. Patent Document<br>Number | Kind<br>Code | Name of Patentee or Applicant of Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY |
| JK                    |             | 5,733,909                      |              | MERCK FROSST CANADA, INC. Blackete              |  |
| JK                    |             | 5,849,943                      |              | MERCK FROSST CANADA, INC. Atkinson              | 12/15/1998   |
| JК                    |             | 6,649,629                      |              | NITROMED, INC. Bandarage et al.                 | 11/18/2003   |
| JK                    |             | 6,706,724                      |              | NITROMED, INC. Khanapure et al.                 | 03/16/2004   |
| JК                    |             | US2001/0041726 A1              |              | RAMANI R. BANDARAGE, ET AL.                     | 11/15/2001   |
| ינג.                  |             | US2003/0220228 A1              |              | RAMANI R. BANDARAGE, ET AL.                     | 11/27/2003   |
| JK<br>JK              |             | US2004/0116431 A1              |              | SUBHASH P. KHANAPURE, ET AL.                    | 06/17/2004   |
| JK                    |             | US2004/0053985 A1              |              | UPUL K. BANDARAGE, ET AL.                       | 03/18/2004   |
| JK                    |             | US2004/0072883 A1              |              | DAVID S. GARVEY, ET AL.                         | 04/15/2004   |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |
|                       |             |                                |              |   |  |

KRH 12-1-66

| FOREIGN PATENT DOCUMENTS |      |        |                         |                            |   |  |  |  |
|--------------------------|------|--------|-------------------------|----------------------------|---|--|--|--|
|                          | Cite |        | Foreign Patent Document |                            | Name of Patentee or Applicant of Cited Document | Date of Publication of<br>Cited Document<br>MM-DD-YYYY |  |  |
|                          | No.  | Office | Number                  | Kind<br>Code<br>(if known) |   |  |  |  |
| JK                       |      |        | WO 03/094924 A1         |                            | MERCK & CO., INC.                               | 11/20/2003   |  |  |
| JК                       |      |        | WO 2004/011421 A1       |                            | MERCK FROSST CANADA, INC.                       | 02/05/2004   |  |  |
| JK                       |      |        | WO 2004/037798 A1       |                            | MERCK FROSST CANADA, INC.                       | 05/06/2004   |  |  |
| JK                       |      |        | W.O 2004/041803 A1      |                            | MERCK FROSST CANADA, INC.                       | 05/21/2004   |  |  |
| JK                       |      |        | WO 96/13483             |                            | MERCK FROSST CANADA, INC.                       | 04/17/1997   |  |  |
| JK                       |      |        | WO 01/45703 A1          |                            | NITROMED, INC.                                  | 06/28/2001   |  |  |
| JK                       |      |        | WO 97/28120             |                            | MERCK FROSST CANADA, INC.                       | 08/07/1997   |  |  |
| JK                       |      |        | WO 2004/000781 A2       |                            | NICOX S.A.                                      | 12/31/2003   |  |  |
| JK                       |      |        | WO 2004/000300 A1       |                            | NICOX S.A.                                      | 12/31/2003   |  |  |
| JK                       |      |        | WO 03/103602 A2         |                            | NITROMED, INC.                                  | 12/18/2003   |  |  |

Examiner Signature Date Considered 09/19/2006 /Joseph Kosack/

<sup>\*</sup>Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandría, VA 22313-1450. Computer generated form \* IDS Form\* (IDS Forder), Merch & Co., Inc., 09/05/2003